U.S. District Court District of Columbia (Washington, DC) CRIMINAL DOCKET FOR CASE #: 1:21-cr-00040-TNM-5

Date Filed: 01/29/2021 Case title: USA v. MCCAUGHEY. III et al

Assigned to: Judge Trevor N. McFadden

Defendant (5) ROBERT MORSS

represented by Elizabeth L. Toplin

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Disposition

Pending Counts

18 U.S.C. 2111; MARITIME - ROBBERY; Robbery

(5-6)

18 U.S.C. 2111; MARITIME - ROBBERY; Robbery

(5s)

18 U.S.C. 2111; MARITIME - BURGLARY; Robbery (5ss)

18 U.S.C. 2111 and 2; MARITIME - ROBBERY; Robbery and Aiding and Abetting

(6s)

18 U.S.C. 2111 and 2; MARITIME - BURGLARY; Robbery and Aiding and Abetting

(6ss)

18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers

and Aiding and Abetting

18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers

and Aiding and Abetting

(10s)18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING

OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers and Aiding and Abetting

(10ss)

18 U.S.C. 2111; MARITIME - ROBBERY; Robbery

(15)

18 U.S.C. 2111 and 2; MARITIME - ROBBERY; Robbery and Aiding and

(20s)

18 U.S.C. 2111 and 2; MARITIME - BURGLARY; Robbery and Aiding and

Abetting (20ss)

18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING

OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers and Aiding and Abetting

18 U.S.C. 1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting (24)

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder

(25)

18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers and Aiding and Abetting (27s)

18 U.S.C. 111(a)(1) and 2; ASSAULTING/RESISTING/IMPEDING OFFICERS/EMPLOYEES; Assaulting, Resisting, or Impeding Certain Officers and Aiding and Abetting (27ss)

18 U.S.C. 1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting (34s)

18 U.S.C. 1512(c)(2) and 2; TAMPERING WITH A WITNESS, VICTIM OR INFORMANT; Obstruction of an Official Proceeding and Aiding and Abetting (34ss)

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder

18 U.S.C. 231(a)(3); CIVIL DISORDER; Civil Disorder (35ss)

40 U.S.C. 5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building (36)

40 U.S.C. 5104(e)(2)(F); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Act of Physical Violence in a Capitol Grounds or Buildings

18 U.S.C. 1752(a)(2) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Deadly or Dangerous Weapon (41s)

18 U.S.C. 1752(a)(2) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Disorderly and Disruptive Conduct in a Restricted Building or Grounds with a Deadly or Dangerous Weapon (41ss)

18 U.S.C. 1752(a)(4) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly or Dangerous Weapon (49s)

18 U.S.C. 1752(a)(4) and (b)(1)(A); TEMPORARY RESIDENCE OF THE PRESIDENT; Engaging in Physical Violence in a Restricted Building or Grounds with a Deadly or Dangerous Weapon (49se)

40 U.S.C. 5104(e)(2)(D); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building (52s)

40 U.S.C. 5104(e)(2)(D), 2; VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Disorderly Conduct in a Capitol Building (52ss)

40 U.S.C. 5104(e)(2)(F); VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Act of Physical Violence in a Capitol Grounds or Buildings

40 U.S.C. 5104(e)(2)(F), 18:2; VIOLENT ENTRY AND DISORDERLY CONDUCT ON CAPITOL GROUNDS; Act of Physical Violence in a Capitol Grounds or Buildings (53ss)

Highest Offense Level (Opening)

Felony

None

Terminated Counts

None

<u>Highest Offense Level (Terminated)</u>

 $COMPLAINT\ in\ Violation\ of\ 18:111,\ 2,\ 18:231(a)(3),\ 18:1212\ and\ 18:1512(c)(2)$

Interested Party

PRESS COALITION

Disposition

Disposition

represented by Charles D. Tobin

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Date Filed	#	Docket Text			
06/10/2021	1	SEALED COMPLAINT as to ROBERT MORSS (1). (Attachments: # 1 Affidavit in Support) (zstd) [1:21-mj-00468-RMM *SEALED*] (Entered: 06/10/2021)			
06/10/2021	3	MOTION to Seal Case by USA as to ROBERT MORSS. (Attachments: # 1 Text of Proposed Order)(zstd) [1:21-mj-00468-RMM *SEALED*] (Entered: 06/10/2021)			
06/10/2021	4	ORDER granting 3 Motion to Seal Case as to ROBERT MORSS (1). Signed by Magistrate Judge Robin M. Meriweather on 06/10/2021. (zstd) [1:21-mj-00468-RMM *SEALED*] (Entered: 06/10/2021)			
06/11/2021	<u>72</u>	Arrest Warrant Returned Executed on 6/11/2021 Glenshaw, PA as to ROBERT MORSS. (bb) (Entered: 06/17/2021)			
06/11/2021		Case unsealed as to ROBERT MORSS (bb) (Entered: 06/23/2021)			
06/11/2021		Arrest of ROBERT MORSS (5). (ztl) (Entered: 07/02/2021)			
06/16/2021	68	THIRD SUPERSEDING INDICTMENT as to PATRICK EDWARD MCCAUGHEY, III (1) count(s) 11sss, 19sss-20sss, 24sss, 25sss, 27sss, 32sss, 36sss, 37sss, TRISTAN CHANDL STEVENS (2) count(s) 11ss, 13ss, 16ss, 23ss, 24ss, 25ss, 26ss, 31ss, 36ss, 37ss, DAVID LEE JUDD (3) count(s) 13s, 17s, 23s, 24s, 25s, 28s, 33s, 36s, 37s, CHRISTOPHER JOSEPH QUAGLIN (4) count(s) 1s-2s, 3s, 4s, 10s, 18s, 21s, 24s, 25s, 29s, 34s, 36s, 37s, ROBERT MORSS (5) count(s) 5-6, 9, 15, 22, 24, 25, 36, 37, GEOFFREY WILLIAM SILLS (6) coun 7-8, 12, 14, 24, 25, 30, 35, 36, 37. (zltp) Modified on 6/17/2021 to correct as count 31ss pertains to defendant 2.(ztnr) (Entered: 06/17/2021)			
06/16/2021	<u>70</u>	MOTION to Seal Case by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS. (Attachments: # 1 Text of Proposed Order)(zltp) (Entered: 06/17/2021)			
06/16/2021	71	ORDER granting 70 Motion to Seal Case as to PATRICK EDWARD MCCAUGHEY III (1), TRISTAN CHANDLER STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSE QUAGLIN (4), ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6). Signed by Magistrate Judge Zia M. Faruqui on 6/16/2021. (2ltp) (Entered: 06/17/2021)			
06/23/2021	<u>75</u>	NOTICE OF ATTORNEY APPEARANCE: Elizabeth L. Toplin appearing for ROBERT MORSS (Toplin, Elizabeth) (Entered: 06/23/2021)			
06/30/2021	<u>76</u>	NOTICE OF ATTORNEY APPEARANCE: Kathleen M. Gaughan appearing for ROBERT MORSS (Gaughan, Kathleen) (Entered: 06/30/2021)			
06/30/2021		ORAL MOTION to Appoint Counsel by ROBERT MORSS. (ztl) (Entered: 07/02/2021)			
06/30/2021		ORAL MOTION for Speedy Trial by USA as to ROBERT MORSS. (ztl) (Entered: 07/02/2021)			
06/30/2021		Minute Entry for proceedings held before Magistrate Judge Zia M. Faruqui: Initial Appearance/Arraignment held on 6/30/2021 as to Counts 5-6,9,15,22,24,25,36,37 of the Indictment. Plea of Not Guilty entered as to all counts. Defendant present by video. Due Process Order given to the Government. Oral Motion to Appoint Counsel by ROBERT MORSS (5); heard and granted. Oral Motion by the Government for Speedy Trial as to ROBERT MORSS (5); heard and granted. Defense agreed to exclusion. Speedy Trial Excluded from 6/30/2021 to 7/7/2021 in the Interest of Justice (XT). Detention Hearing set for 7/7/2021 at 2:30 PM by Telephonic/VTC before Magistrate Judge G. Michael Harvey. Status Hearing set for 8/5/2021 at 10:00 AM by Telephonic/VTC before Judge Trevor N. McFadden. Bond Status of Defendant: Defendant Remain Held Without Bond; Court Reporter: FTR-Gold; FTR Time Frame: Ctrm 4: [3:00:11-3:15:43]; Defense Attorney: Elizabeth Toplin & Kathleen Gaughan; US Attorney: Melissa Jackson; Pretrial Officer: Andre Sidbury. (ztl) (Entered: 07/02/2021)			
07/02/2021	77	Unopposed MOTION for Protective Order by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEI QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS. (Attachments: # 1 Text of Proposed Order)(Jackson, Melissa) (Entered: 07/02/2021)			
07/02/2021	<u>79</u>	ORDER granting 77 Unopposed Motion for Protective Order as to ROBERT MORSS (5) and GEOFFREY WILLIAM SILLS (6). See attached Order for details. Signed by Judge Tro N. McFadden on 7/2/2021. (Ictum2) (Entered: 07/02/2021)			
07/02/2021	80	MEMORANDUM in Support of Pretrial Detention by USA as to ROBERT MORSS (Jackson, Melissa) (Entered: 07/02/2021)			
07/06/2021	81	MOTION to Continue Bail Hearing, Unopposed by ROBERT MORSS. (Gaughan, Kathleen) (Entered: 07/06/2021)			
07/07/2021	<u>82</u>	ORDER granting <u>81</u> Unopposed Motion by Defendant ROBERT MORSS (5) for Continuance of Bail Hearing; continuing the Bail (Detention) Hearing to 3:00 PM on 7/13/2021 before Magistrate Judge G. Michael Harvey by telephonic/VTC; signed by Magistrate Judge G. Michael Harvey on 7/7/2021. (kk) (Entered: 07/07/2021)			

0"//08/2021	83	NOTICE of Filing Viewing Letter by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS (Attachments: # 1 Notice to Counsel/Party)(Jackson, Melissa) (Entered: 07/08/2021)			
07/09/2021	84	SUPPLEMENTAL MEMORANDUM in Support of Pretrial Detention - by USA as to ROBERT MORSS (Jackson, Melissa) Modified text on 7/9/2021 (zstd). (Entered: 07/09/2021)			
07/12/2021	<u>85</u>	RESPONSE by ROBERT MORSS To The Government's Motion for Pre-Trial Detention (Attachments: # 1 Exhibit A-H)(Gaughan, Kathleen) (Entered: 07/12/2021)			
07/13/2021	86				
07/13/2021		ORAL MOTION to Commit Defendant to Custody of Attorney General by USA as to ROBERT MORSS (5). (zpt) Modified text on 7/13/2021 (zpt). (Entered: 07/13/2021)			
07/13/2021		ORAL MOTION for Release from Custody by ROBERT MORSS (5). (zpt) (Entered: 07/13/2021)			
07/13/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Detention Hearing as to ROBERT MORSS (5) held on 7/13/2021. Matter was held but did not conclude. Continued Detention Hearing set for 7/14/2021 at 03:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey. Bond Status of Defendant: Defendant Remains Committed; Court Reporter: FTR Gold; FTR Time Frame: CTRM 6 [3:10:39-3:52:37]; Defense Attorney: Elizabeth Toplin and Kathleen Gaughan; US Attorney: Melissa Jackson; Pretrial Officer: Shay Holman; Witnesses: Angela Morss and Andrew Morss; (zpt) Modified text on 7/13/2021 (zpt). (Entered: 07/13/2021)			
07/13/2021	<u>87</u>	MEMORANDUM in Support of Pretrial Detention -second supplement by USA as to ROBERT MORSS (Jackson, Melissa) (Entered: 07/13/2021)			
07/13/2021		NOTICE OF CORRECTED DOCKET ENTRY: as to ROBERT MORSS re <u>86</u> Notice (Other) was entered in error and counsel was instructed to refile said pleading. Incorrect format/letter, the document must be in proper pleading format in accordance with Local Rules (zstd). (Entered: 07/27/2021)			
07/14/2021	88	SUPPLEMENT by ROBERT MORSS re <u>87</u> Supplemental Response to the Government's Motion for Pre-Trial Detention (Toplin, Elizabeth) Modified to add link on 7/27/2021 (zstd). (Entered: 07/14/2021)			
07/14/2021	89	REDACTED DOCUMENT by ROBERT MORSS of Response to the Government's Motion for Pre-Trial Detention (Attachments: # 1 Exhibit A-H)(Gaughan, Kathleen) (Entered: 07/14/2021)			
07/14/2021	90	NOTICE Letter with Exhibits A-H to be Introduced at Bail Hearing by ROBERT MORSS (Gaughan, Kathleen) Modified on 7/27/2021 as a duplicate filing ECF 86 that was entered in error and request counsel refile said pleading (zstd). (Entered: 07/14/2021)			
07/14/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Detention Hearing as to ROBERT MORSS (5) held on 7/14/2021. Matter was held but did not conclude. Continued Detention Hearing set for 7/20/2021 at 04:00 PM in Telephonic/VTC before Magistrate Judge G. Michael Harvey: Bond Status of Defendant: Defendant Remains Committed; Court Reporter: FTR Gold; FTR Time Frame: CTRM 6 [3:09:08-4:15:07]; Defense Attorney: Elizabeth Toplin and Kathleen Gaughan; Pretrial Officer: John Copes; (zpt) (Entered: 07/14/2021)			
07/16/2021	<u>91</u>	MEMORANDUM in Support of Pretrial Detention Third Supplement by USA as to ROBERT MORSS (Jackson, Melissa) (Entered: 07/16/2021)			
07/16/2021		MINUTE ORDER as to ROBERT MORSS (5). The Court has been advised that the government intends to submit video exhibits to the Court in connection with the government's motio that Defendant ROBERT MORSS be held without bond pending trial. It is hereby ORDERED that the parties shall inform the Court by no later than 4:30 p.m. on July 19, 2021, whether the exhibits can be made publicly available without restrictions. Signed by Magistrate Judge G. Michael Harvey on 7/16/2021. (zpt) (Entered: 07/19/2021)			
07/16/2021	93	APPLICATION FOR ACCESS TO VIDEO EXHIBITS by PRESS COALITION as to ROBERT MORSS. (zltp) (Entered: 07/22/2021)			
07/19/2021		MINUTE ORDER as to ROBERT MORSS (5). The Court has confirmed that neither the government nor the defense objects to the release of the video exhibits submitted in support of the Government's Memorandum in Support of Pretrial Detention 80. The Court therefore DIRECTS the government promptly to make the video exhibits publicly available without restrictions, including by providing access using the "drop box" technical solution described in Standing Order 21-28, In re: Media Access to Video Exhibits in Pretrial Capitol Cases. Signed by Magistrate Judge G. Michael Harvey on 7/19/2021. (zpt) (Entered: 07/19/2021)			
07/20/2021		ORAL MOTION for Speedy Trial Waiver by USA as to ROBERT MORSS (5). (zpt) (Entered: 07/20/2021)			
07/20/2021		Minute Entry for proceedings held before Magistrate Judge G. Michael Harvey: VTC Continued Detention Hearing as to ROBERT MORSS (5) held on 7/20/2021. Oral Motion by the Government to Commit Defendant to Custody of Attorney General as to ROBERT MORSS (5) Heard and Granted. Oral Motion for Release from Custody by ROBERT MORSS (5) Heard and Denied. Oral Motion by the Government for Speedy Trial Waiver as to ROBERT MORSS (5) Heard and Granted. Time between 7/20/2021 and 8/5/2021 (16 Days) shall be excluded from calculation under the Speedy Trial Act in the interest of justice X-T. Bond Status of Defendant: Defendant Committed/Commitment Issued; Court Reporter: Bryan Wayne Defense Attorney: Elizabeth Toplin and Kathleen Gaughan; US Attorney: Melissa Jackson; Pretrial Officer: Dashanta Valentine-Lewis; (zpt) (Entered: 07/20/2021)			
07/21/2021		MINUTE ORDER: At the conclusion of Defendant ROBERT MORSS'S detention hearing on July 20, 2021, the Court ordered Defendant ROBERT MORSS held without bond pending trial. As part of its ruling, the Court outlined the four Bail Reform Act factors, 18 U.S.C. § 3142(g)(1)-(4), explaining in detail their applicability to the Courts finding that no condition o combination of conditions could reasonably assure the safety of any person or the community. The transcript of the July 20, 2021 hearing shall serve as this Courts written findings of factor and a written statement of the reasons for the detention. 18 U.S.C. § 3142(i)(1); see also United States v. Peralta, 849 F.2d 625, 626 (D.C. Cir. 1988) (holding that the transcription of a detention hearing, if it evinces a clear and legally sufficient basis for the court's determination, will satisfy the requirements of [18 U.S.C. § 3142(i)]). Signed by Magistrate Judge G. Michael Harvey on July 21, 2021. (ztl) (Entered: 07/21/2021)			
07/22/2021		MINUTE ORDER as to ROBERT MORSS (5). Given the consent of the parties, see 7/19/2021 Min. Order, the Press Coalition's 93 Application for Access to Video Exhibits is GRANTED. The Government shall promptly make the video exhibits submitted as support for its 80 and 91 Memorandums in Support of Pretrial Detention publicly available without restrictions, including by providing access using the "drop box" technical solution described in Standing Order 21-28, In re: Media Access to Video Exhibits in Pretrial Capitol Cases. SO ORDERED. Signed by Judge Trevor N. McFadden on 7/22/2021. (lctnm2). (Entered: 07/22/2021)			
07/29/2021	<u>94</u>	NOTICE of Related Cases and Intent to Supersede Indictment per Rule 57.12B3 by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS (Bond, Jocelyn) (Entered: 07/29/2021)			
08/04/2021	<u>96</u>				
08/04/2021	97	STATUS REPORT Regarding Status of Discovery by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS (Jackson, Melissa) (Entered: 08/04/2021)			
08/04/2021	102	FOURTH SUPERSEDING INDICTMENT as to PATRICK EDWARD MCCAUGHEY, III (1) count(s) 14ssss, 24ssss-25ssss, 34ssss, 35ssss, 37ssss, 45ssss, 52ssss, 53ssss, TRISTA CHANDLER STEVENS (2) count(s) 14sss, 16sss, 21sss, 33sss, 34sss, 35sss, 35sss, 34sss, 52sss, 53sss, DAVID LEE JUDD (3) count(s) 16ss, 22ss, 33ss, 34ss, 35ss, 34ss, 52ss, 53ss, CHRISTOPHER JOSEPH QUAGLIN (4) count(s) 1ss, 2ss, 3ss, 4ss, 11ss, 20ss, 23ss, 26ss, 34ss, 35ss, 39ss, 47ss, 52ss, 53ss, ROBERT MORSS (5) count(s) 5s, 6s, 10s, 20s, 34s, 35s, 41s, 49s, 52s, 53s, GEOFFREY WILLIAM SILLS (6) count(s) 7s-8s, 13s, 15s, 18s, 34s, 35s, 40s, 48s, 52s, 53s, DAVID MEHAFFIE (7) count(s) 12, 34, 35, 52, 53, STEV CAPPUCCIO (8) count(s) 2s, 29, 30, 34, 35, 42, 50, 52, 53, FEDERICO GUILLERMO KLEIN (9) count(s) 9, 17, 19, 27, 31-32, 34, 35, 45, 51, 52, 53 (2tp) (Entered 08/10/2021)			
08/04/2021	104	MOTION to Seal Case by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN. (Attachments: # 1 Text of Proposed Order)(zltp (Entered: 08/10/2021)			
08/04/2021	105				
08/05/2021		MINUTE ORDER as to PATRICK EDWARD MCCAUGHEY, III (1), TRISTAN CHANDLER STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSEPH QUAGLIN (4), ROBERT MORSS (5), AND GEOFFREY WILLIAMS SILLS (6). Consistent with the Due Process Protections Act, and as stated at the status conference held before Judge McFadde the Court ORDERS that all government counsel shall review their disclosure obligations under <i>Brady v. Maryland</i> , 373 U.S. 83 (1963), and its progeny, as set forth in Local Criminal Rule 5.1, and comply with those provisions. The failure to comply could result in dismissal of the indictment or information, dismissal of individual charges, exclusion of government evidence or witnesses, continuances, Bar discipline, or any other remedy that is just under the circumstances. SO ORDERED. Signed by Judge Trevor N. McFadden on 8/5/21. (Ictm (Entered: 08/05/2021)			
08/05/2021		Minute Entry for proceedings held before Judge Trevor N. McFadden: Status Conference as to PATRICK EDWARD MCCAUGHEY, III (1), TRISTAN CHANDLER STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSEPH QUAGLIN (4), ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6) held via videoconference on 8/5/2021. Due Process Protections Act Order read into the record by the Court. Defendant Quaglin's (4) motion for substitution of attorney, HEARD and GRANTED. Attorney Joseph McBride substituting for Attorney Carlos Diaz-Cobo. A further VTC Status Conference is set for 9/20/2021 at 2:00 PM before Judge Trevor N. McFadden. Time under the Speedy Trial Act is tolled from 8/5/202 to 9/20/2021, in the interests of justice. Bond Status of Defendants: (1): Personal Recognizance (HISP) with a secured bond, (2) & (3): Personal Recognizance, (4), (5), & (6): remain committed. Defense Attorneys: (1): Lindy R. Urso, (2): Lauren Cobb, (3): Elizabeth A. Mullin, (4): Carlos Diaz-Cobo and Joseph D. McBride, (5): Elizabeth L. Toplin and Kathleen M. Gaughan, (6): John C. Kiyonaga; US Attorney: Melissa J. Jackson; Court Reporter: Lisa Bankins. (hmc) (Entered: 08/05/2021)			

		QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS (Attachments: # 1 Exhibit Discovery letter- 8-9-2021)(Jackson, Melissa) (Entered: 08/09/2021)			
08/24/2021	119	NOTICE OF ATTORNEY APPEARANCE Kimberley Charlene Nielsen appearing for USA. (Nielsen, Kimberley) (Entered: 08/24/2021)			
08/24/2021	<u>120</u>	STATUS REPORT Regarding Status of Discovery by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHEI JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Jackson, Melissa) (Entered: 08/24/2021)			
09/15/2021		MINUTE ORDER as to DAVID MEHAFFIE (7), STEVEN CAPPUCCIO (8), FEDERICO GUILLERMO KLEIN (9) ordering Defendants to file their opposition, if any, to th Government's 124 Motion for a Protective Order on or before September 21, 2021. SO ORDERED. Signed by Judge Trevor N. McFadden on 9/15/21. (lctnm2) Modified on 9/add defendants' names (hmc). (Entered: 09/15/2021)			
09/15/2021	<u>125</u>	STATUS REPORT on Discovery as of 9/14/21 by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Bond, Jocelyn) (Entered: 09/15/2021)			
09/17/2021		MINUTE ORDER as to PATRICK EDWARD MCCAUGHEY, III (1), TRISTAN CHANDLER STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSEPH QUAGLIN (4), ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6), DAVID MEHAFFIE (7), STEVEN CAPPUCCIO (8), FEDERICO GUILLERMO KLEIN (9). Due to the recent unavailability of remote hearing rooms at DC Jail, the Status Conference set for September 20, 2021 is hereby VACATED. The Court will promptly reschedule the hearing. Signed by Judge Trevor N. McFadden on 9/17/2021. (hmc) (Entered: 09/17/2021)			
09/20/2021		MINUTE ORDER as to PATRICK EDWARD MCCAUGHEY, III (1), TRISTAN CHANDLER STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSEPH QUAGLIN (4), ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6), DAVID MEHAFFIE (7), STEVEN CAPPUCCIO (8), FEDERICO GUILLERMO KLEIN (9). The Status Conference that wa originally set for 9/20/2021, is rescheduled to 10/4/2021 at 4:30 PM in the Ceremonial Courtroom - In Person before Judge Trevor N. McFadden. Time under the Speedy Trial Act is tolled from 9/20/2021 to 10/4/2021, in the interests of justice and in light of the logistical issues in scheduling a hearing with all defendants earlier than this. Signed by Judge Trevor N. McFadden on 9/20/2021. (hmc) (Entered: 09/20/2021)			
09/23/2021	133	NOTICE OF FILING OF DISCOVERY LETTER by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Notice to Counsel/Party)(Jackson, Melissa) (Entered: 09/23/2021)			
09/23/2021	134	NOTICE OF FILING OF DISCOVERY LETTER by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Notice to Counsel/Party)(Jackson, Melissa) (Entered: 09/23/2021)			
09/27/2021	136	NOTICE OF FILING OF DISCOVERY LETTER by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Notice to Counsel/Party)(Jackson, Melissa) (Entered: 09/27/2021)			
09/29/2021	139	MOTION to Substitute Attorney by ROBERT MORSS. (Attachments: # 1 Exhibit Proposed Order)(Kiyonaga, John) (Entered: 09/29/2021)			
10/01/2021	140	NOTICE of Filing of Discovery Letter by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Exhibit)(Jackson, Melissa) (Entered: 10/01/2021)			
10/04/2021		MINUTE ORDER granting Governments 145 Motion to Seal. The Clerk of Court shall place ECF No. 145 and 145-1 under seal. SO ORDERED. Signed by Judge Trevor N. McFadden on 10/4/21. (lctnm2) (Entered: 10/04/2021)			
10,00,000	110	STEVENS (2), DAVID LEE JUDD (3), CHRISTOPHER JOSEPH QUAGLIN (4), ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6), DAVID MEHAFFIE (7), STEVEN CAPPUCCIO (8), FEDERICO GUILLERMO KLEIN (9) held on 10/4/2021. Due Process Protections Act read into the record by the Court. PATRICK EDWARD MCCAUGHEY III (1) arraigned on Counts 14sss, 24ssss-25ssss, 34ssss, 35ssss, 35ssss, 52ssss, 52sss, 52ss, 52ss, 52ss, 52sss, 52ss,			
10/06/2021	149	NOTICE of Filing of Discovery Letter by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Exhibit Discovery Letter- 10-6-2021)(Jackson, Melissa) (Entered: 10/06/2021)			
10/07/2021	<u>150</u>	NOTICE of Filing of Discovery Letter by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Attachments: # 1 Exhibit)(Jackson, Melissa) (Entered: 10/07/2021)			
10/12/2021	152	TRANSCRIPT OF PROCEEDINGS in case as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN before Judge Trevor N. McFadden held on 10/04/021. Page Numbers: 1-64. Date of Issuance: 10/07/2021. Stenographic Court Reporter: Nancy J. Meyer. Telephone Number: 202-354-3118. Transcripts may be ordered by submitting the Transcript Order Form For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the			
		transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter. NOTICE RE REDACTION OF TRANSCRIPTS: The parties have 21 days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.			
		Redaction Request due 11/2/2021. Redacted Transcript Deadline set for 11/12/2021. Release of Transcript Restriction set for 1/10/2022. (Meyer, Nancy) (Entered: 10/12/2021)			
10/21/2021		NOTICE OF HEARING as to ROBERT MORSS (5) and GEOFFREY WILLIAM SILLS (6). Ascertainment of counsel hearing set for 11/5/2021 at 3:00 PM in Courtroom 2- In Person			
10/27/2021	161	JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Jackson, Melissa)			
11/04/2021	<u>164</u>				
11/04/2021	<u>165</u>	- 11 / 1			
11/05/2021	166	11/17/2021 (zltp). (Entered: 11/04/2021) STATUS REPORT Regarding Status of Discovery by USA as to PATRICK EDWARD MCCAUGHEY, III, TRISTAN CHANDLER STEVENS, DAVID LEE JUDD, CHRISTOPHER JOSEPH QUAGLIN, ROBERT MORSS, GEOFFREY WILLIAM SILLS, DAVID MEHAFFIE, STEVEN CAPPUCCIO, FEDERICO GUILLERMO KLEIN (Jackson, Melissa) (Entered: 11/05/2021)			

11/05/2021		MINUTE ORDER as to ROBERT MORSS (5). As stated at the hearing on November 5, 2021, the Court hereby requests that the Marshals Service move Defendant Morss forthwith from the courthouse to the Northern Neck Regional Jail. SO ORDERED. Signed by Judge Trevor N. McFadden on 11/5/2021. (lctnm2) (Entered: 11/05/2021)			
11/05/2021		Minute Entry for proceedings held before Judge Trevor N. McFadden: Motion Hearing as to ROBERT MORSS (5), GEOFFREY WILLIAM SILLS (6) held on 11/5/2021. 139 Motion to Substitute Attorney, HEARD and GRANTED. The Court found that both defendants ROBERT MORSS (5) and GEOFFREY WILLIAM SILLS (6) can be represented by Attorney John C. Kiyonaga. Bond Status of Defendants: committed/commitments issued. Defense Attorneys: (5): Elizabeth L. Toplin and Kathleen M. Gaughan, (6): John C. Kiyonaga; US Attorney: Melissa J. Jackson; Court Reporter: Lorraine Herman (hmc) (Entered: 11/08/2021)			
11/09/2021	168	Waiver of Potential Conflict of Interest by ROBERT MORSS (5). "Leave to file Granted by Judge Trevor N. McFadden on 11/9/2021. (hmc) Modified on 11/10/2021 (zstd). (Entered 11/10/2021)			
11/17/2021	<u>171</u>	MOTION Leave to Adopt Motions to Dismiss Counts Charging Under 18 USC Sec. 1512 by ROBERT MORSS. (Attachments: # 1 Text of Proposed Order)(Kiyonaga, John) (Enter 11/17/2021)			
11/17/2021	172	MOTION Leave to Adopt Motion to Compel Discovery in Support of Co Defendant David Lee Judd's Claim of Selective Prosecution by ROBERT MORSS. (Attachments: #1 Text Proposed Order)(Kiyonaga, John) (Entered: 11/17/2021)			
11/18/2021	176	RESPONSE by USA as to ROBERT MORSS re 164 Emergency MOTION to Revoke Detention Order and for Pretrial Release (Jackson, Melissa) (Entered: 11/18/2021)			
11/19/2021		MINUTE ORDER as to TRISTAN STEVENS (2), ROBERT MORSS (5), GEOFFREY STILLS (6), and STEVEN CAPPUCCIO (8). The Court hereby GRANTS the 159, 160, 1 175 motions filed by Defendant Stevens, Morss, Sills, and Cappuccio to join the 138 Motion to Compel filed by Defendant Judd. SO ORDERED. Signed by Judge Trevor N. McFoon 11/19/21. (lctnm2) (lccr) Modified on 11/19/2021 to remove part granting 171 and 174 (hmc). (Entered: 11/19/2021)			
11/19/2021	<u>177</u>	MOTION for Extension of Time to File Reply by ROBERT MORSS. (Attachments: # 1 Text of Proposed Order)(Kiyonaga, John) (Entered: 11/19/2021)			
11/19/2021		MINUTE ORDER as to ROBERT MORSS (5) and GEOFFREY SILLS (6). The Court DENIES the 171, 174 motions filed by Defendants Morss and Sills. If they wish to file a motion to dismiss their charges under 18 U.S.C. Sec. 1512, they must file their own motions in this case. SO ORDERED. Signed by Judge Trevor N. McFadden on 11/19/21. (lctnm2) (Entered: 11/19/2021)			
11/19/2021		MINUTE ORDER as to ROBERT MORSS (5) granting in part 177 Motion for Extension of Time. Defendant's reply to the Government's 176 opposition will be due by December 15, 2021. SO ORDERED. Signed by Judge Trevor N. McFadden on 11/19/21. (lctnm2) (Entered: 11/19/2021)			
11/22/2021		Set/Reset Deadlines as to ROBERT MORSS (5): Defendant's reply due by 12/15/2021. (zhmc) (Entered: 11/22/2021)			
11/30/2021	178	TRANSCRIPT OF 7/20/21 DETENTION HEARING in case as to ROBERT MORSS before Magistrate Judge G. Michael Harvey held on July 20, 2021; Page Numbers: 1-27. Date of Issuance: 11/30/2021. Court Reporter: Bryan A. Wayne. Transcripts may be ordered by submitting the Transcript Order Form			
		For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter refere need above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi-page, condensed, CD or ASCII) may be purchased from the court reporter.			
		NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty-one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.			
		Redaction Request due 12/21/2021. Redacted Transcript Deadline set for 12/31/2021. Release of Transcript Restriction set for 2/28/2022. (Wayne, Bryan) (Entered: 11/30/2021)			
12/01/2021	179	79 FIFTH SUPERSEDING INDICTMENT as to PATRICK EDWARD MCCAUGHEY, III (1) count(s) 14sssss, 24sssss, 25sssss, 34sssss, 35sssss, 35sssss, 45sssss, 53sssss, 18ISTAN CHANDLER STEVENS (2) count(s) 14ssss, 16ssss, 21ssss, 33ssss, 35ssss, 35ssss, 35ssss, 53ssss, DAVID LEE JUDD (3) count(s) 16sss, 22sss, 33sss, 35sss, 36ssss, 44ssss, 52sss, 53sss, DAVID LEE JUDD (3) count(s) 16sss, 22sss, 33sss, 35sss, 36sss, 46sss, 52sss, 53sss, CHRISTOPHER JOSEPH QUAGLIN (4) count(s) 1sss, 2sss, 3sss, 4sss, 11sss, 20sss, 23sss, 26sss, 34sss, 35sss, 35sss, 35sss, 80B MORSS (5) count(s) 5ss, 6ss, 10ss, 20ss, 27ss, 34ss, 35ss, 41ss, 49ss, 52ss, 53ss, GEOFFREY WILLIAM SILLS (6) count(s) 7ss-8ss, 13ss, 15ss, 18ss, 34ss, 35ss, 40ss, 48ss, 52s DAVID MEHAFFIE (7) count(s) 12s, 34s, 35s, 52s, 53s, STEVEN CAPPUCCIO (8) count(s) 28s, 29s, 30s, 34s, 35s, 42s, 50s, 52s, 53s, FEDERICO GUILLERMO KLEIN (9) count(s) 7ss, 13s-32s, 34s, 35s, 43s, 51s, 52s, 53s. (2tp) (Entered: 12/03/2021)			

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